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Attorneys for MICKAIL MYLES, Plaintiff

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

1 MICKAIL MYLES, an individual,
2 Plaintiff,

3 v.

4 COUNTY OF SAN DIEGO, by and
5 through the SAN DIEGO COUNTY
6 SHERIFF'S DEPARTMENT, a public
7 entity; and DEPUTY J. BANKS,
8 an individual,

9 Defendants.

10 Case No. 15-cv-1985-JAH (BLM)

11 **[PROPOSED] PLAINTIFF'S
12 PRELIMINARY SEPARATE
13 STATEMENT**

14 Trial: July 25, 2022
15 Time: 9:00 a.m.
16 Judge: Hon. John A. Houston
17 Crtrm: 13B

18 Complaint Filed: September 4, 2015

19 TO THE HONORABLE COURT AND ALL PARTIES AND THEIR
20 ATTORNEYS OF RECORD:

21 By and through his counsel of record in this action, Plaintiff MICKAIL
22 MYLES hereby submits the following Proposed Preliminary Separate Statement
23 to be provided to the jury panel at the time of trial, pursuant to Federal Rules of
24 Civil Procedure 16 and 51; United States District Court, southern District of
25 California local Rules 16-1; and the Orders of the Court (as applicable).

26 The signatory party reserves the right to amend this Preliminary Separate
27 Statement, subject to any objections, motions *in limine*, and pertinent Orders of
28 the Court.

29 Dated: July 19, 2022

30 DICKS & WORKMAN
31 ATTORNEYS AT LAW, APC

32 By: /s/ Joseph G. Dicks
33 Joseph G. Dicks
34 Attorneys for Mickail Myles, Plaintiff
35 Email: jdicks@dicks-workmanlaw.com

PROPOSED PRELIMINARY SEPARATE STATEMENT

This is a Civil Rights case. Plaintiff Mr. Myles contends that his civil rights were violated due to the County of San Diego Sheriff's use of excessive force against him. Mr. Myles also contends that the County had a policy not to investigate excessive force incidents which was also a cause of his injuries. Mr. Myles contends that he suffered PTSD, emotional distress and brain damage as a result of excessive force and the County's policy. The County denies it used excessive force or had a policy that led to Mr. Myles injuries. The County also disputes the nature and extent of Mr. Myles' injuries.

Dated: July 19, 2022

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ATTORNEYS AT LAW, APC

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